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UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of	:	
SEBILEAU, Vincent	:	
U.S. Application No.: 09/719, 464	:	DECISION ON PETITION TO
PCT No.: PCT/FR99/01246	:	REVIVE UNDER 37 CFR
International Filing Date: 27 May 1999	:	1.137(a)
Priority Date: 28 May 1998	:	
Attorney's Docket No.:OUVBOC	:	
For: UTENSIL FOR OPENING CONTAINERS WITH	:	
SCREWED LIDS	:	

In a decision mailed by this Office on 20 February 2002, applicant's petition under 37 CFR 1.137(a) was dismissed for failure to satisfy the requirement of 37 CFR 1.137(a)(3). Specifically, applicant was required to provide evidentiary support for the assertion that Chronopost International guarantees international delivery within three days.

On 18 April 2002, applicant filed a response to the 20 February 2002 decision. The response includes a copy of the customers handbook for Chronopost International. The handbook is in French, but the response includes a translation of relevant sections related to the expected delivery time for packages sent from France to Washington, D.C. Based on the present submission, and applicant's original petition, it is concluded that applicant has now provided an adequate verified showing that the delay here was unavoidable under 37 CFR 1.137(a) and MPEP section 711.03(c)(2). Applicant has therefore now satisfied all the requirements for a grantable petition under 37 CFR 1.137(a).

The petition to revive the application under 37 CFR 1.137(a) is **GRANTED**.


As set forth in the previous decision, applicant's original submission included only one page of the declaration. The present submission does not include a complete declaration. Accordingly, applicant still has failed to find a complete declaration to in compliance with 37 CFR 1.497.

This application is being forwarded to the National Stage Processing Branch of the Office Of PCT Operations for further processing in accord with this decision, including the mailing of a Notification Of Missing Requirements requiring submission of an executed declaration in


Application No. 09/719,464

2

compliance with 37 CFR 1.497 and the surcharge for filing the declaration later than thirty months after the priority date.

  
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